

**IN THE UNITED STATES BANKRUPTCY COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON AT TACOMA**

In Re:

**WAYNE SCOTT MORRIS**

**Debtor.**

**Case No. 12-44165-BDL-13**

**NOTICE OF HEARING; MOTION  
FOR APPROVAL TO OBTAIN  
CREDIT TO PURCHASE HOME;  
AND CERTIFICATE OF SERVICE**

**NOTICE**

PLEASE TAKE NOTICE that the debtor's Motion for Approval to Obtain Credit to Purchase Home, IS SET FOR HEARING as follows:

JUDGE: Brian D. Lynch

TIME: 1:30 p.m.

PLACE: Courtroom I  
1717 Pacific Avenue  
Tacoma, WA

DATE: June 10, 2015

IF YOU OPPOSE the motion you must file your written response with the court clerk, serve two copies on the Judge's chambers and deliver copies to the undersigned and all interested parties NOT LATER THAN THE RESPONSE DATE, which is June 3, 2015.

IF NO RESPONSE IS TIMELY FILED AND SERVED, the Court may, in its discretion, GRANT THE MOTION PRIOR TO THE HEARING WITHOUT FURTHER NOTICE, and strike the hearing.

**MOTION**

The Debtor herein, by and through his attorney, Jennie Patton, hereby moves the Court, pursuant to FRBP 4001(c), for an order approving the obtaining of credit, representing as follows:

MOTION FOR APPROVAL  
TO OBTAIN CREDIT  
TO PURCHASE HOME

Page 1

JENNIE PATTON, Attorney at Law, PS  
2018 Caton Way SW  
Olympia, Washington 98502  
(360) 352-9968

1           1.       The debtor's case was filed on June 14, 2012 and his 1<sup>st</sup> amended plan was  
2 confirmed by an order of the Court entered November 1, 2012.

3           2.       The debtor is now 35 months into the 60 month plan period and has been  
4 approved for a Veterans' Administration guaranteed loan through Primary Residential Mortgage,  
5 Inc. for the purchase of a home.

6           3.       The proposed loan, as outlined in the loan documents filed as an Exhibit to the  
7 debtor's declaration in support of this motion, is a 30 year loan in the amount of \$215,000.00  
8 with a fixed interest rate of 4.0% and an estimated monthly payment of \$1,314.75. The interest  
9 rate is currently locked through June 5, 2015 and could change after that date. Rule  
10 4001(c)(1)(B)(ii)-(xi) do not apply to the proposed loan. The Exhibit consists of the original  
11 Good Faith Estimate, the Interest Rate Lock Agreement and the Truth in Lending Disclosure  
12 Statement.

13           4.       Upon completion of the home purchase the debtor's plan will be modified to  
14 reflect the change.

15           WHEREFORE, the debtor prays that the Court issues an order approving the obtaining of  
16 the requested loan.

17           DATED this 11<sup>th</sup> day of May, 2015.

18           /s/ Jennie Patton

19           Jennie Patton, Attorney at Law  
20           WSBA #24788

21           ///

22           ///

23           ///

24           ///

25           ///

26           MOTION FOR APPROVAL  
            TO OBTAIN CREDIT  
            TO PURCHASE HOME

Page 2

JENNIE PATTON, Attorney at Law, PS  
2018 Caton Way SW  
Olympia, Washington 98502  
(360) 352-9968

**CERTIFICATE OF SERVICE**

I declare under penalty of perjury under the laws of the State of Washington as follows:

I, DANIEL R. BELL, electronically mailed a true and correct copy of the NOTICE OF HEARING; MOTION FOR APPROVAL TO OBTAIN CREDIT TO PURCHASE HOME; AND THIS CERTIFICATE OF SERVICE to the following:

Judge Brian D. Lynch    K. Michael Fitzgerald, Chapter 13 Trustee    U.S. Trustee's Office

And mailed via regular US Mail to all creditors on the matrix (See Matrix List Attachment filed herewith), parties requesting special notice and the debtor, below:

Exeter Finance Corp. Department  
Ascension Capital Group  
c/o Office Manager  
PO Box 201347  
Arlington, Texas 76006

Atlas Acquisitions LLC  
Attn: Avi Schild  
294 Union Street  
Hackensack, NJ 07601

Wayne Morris  
1216 Fitz Hugh Drive SE  
Olympia, WA 98501

Executed at Olympia, Washington on May 14, 2015.

/s/ Daniel R. Bell  
Daniel R. Bell, Paralegal